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11 Attorneys for Defendant
12 GOODRICH CORPORATION – SUED HEREIN
13 AS GOODRICH CORP.

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 SAN FRANCISCO DIVISION
17

18 MARGITA GERGELOVA and VIKTOR
19 GERGEL, individually, as successors-in-
20 interest to ARNOLD GERGEL, deceased,
21 and as co-Personal Representatives of the
22 Estate of ARNOLD GERGEL; ALIA
23 FAROUKH, individually, as legal guardian
24 for KARIM WARDE KHALIFEH and
25 MOHAMAD ALI KHALIFEH, as
26 successor-in-interest to HUSSEIN
27 MOUNIR KHALIFEH, deceased and as
28 Personal Representative of the Estate of
HUSSEIN MOUNIR KHALIFEH;
CAMILLE LACOME, individually, as
legal guardian for ZOURI SALEMKOUR
LACOME, as successor-in-interest to
SAMIR SALEMKOUR, deceased and as
Personal Representative of the Estate of
SALEMKOUR LACOME; MATTHIEU
ARRONDO, individually, as successor-in-
interest to CATHERINE ARRONDO

CASE NO. 09-CV-05020-SI

[Assigned to Hon. Susan Illston]

**MOTION OF DEFENDANT
GOODRICH CORPORATION
TO SUBSTITUTE DEFENDANT
AND AMEND THE CAPTION**

Date: January 15, 2010
Time: 9:00 a.m.
Place: SF Courtroom 10, 19th Fl.

1 TAKVORIA, deceased, and as Personal
2 Representative of the Estate of
3 CATHERINE ARRONDO TAKVORIA;
4 CHANTAL KOEHLER, individually, as
5 successor-in-interest to AUDREY
6 QUESADA, deceased, SANA ZERELLI,
7 deceased, and JASSIM ZERELLI,
8 deceased, and as Personal Representative of
9 the Estates of AUDREY QUESADA,
10 SANA ZERELLI, AND JASSIM
11 ZERELLI; and GUY WARRIOR,
12 individually, as successor-in-interest to
13 NEIL WARRIOR, deceased, and as
14 Personal Representative of the Estate of
15 NEIL WARRIOR,

16 Plaintiffs,

17 vs.

18 AIRBUS S.A.S.; AIRBUS AMERICAS,
19 INC.; HONEYWELL INTERNATIONAL;
20 THALES GROUP; THALES U.S.A., INC.;
21 MOTOROLA, INC.; INTEL CO.;
22 ROCKWELL COLLINS CO.;
23 HAMILTON SUNDSTRAND CORP.;
24 GENERAL ELECTRIC CO.; GE
25 AVIATION SYSTEMS, LLC;
26 GOODRICH CORP.; DUPONT CO.;
27 JUDD WIRE CO.; and RAYCHEM CO.,

28 Defendants.

1 Now comes the Defendant GOODRICH CORPORATION, sued herein as
 2 Goodrich Corp., by its attorneys, and moves the Court to substitute
 3 ROSEMOUNT AEROSPACE INC. in place of GOODRICH CORPORATION
 4 (hereinafter "Goodrich") as a Defendant and amend the caption accordingly. In
 5 support thereof the Court is advised:

- 6 1. Plaintiffs have filed this action alleging damages resulting from the
 7 crash of a certain aircraft.
- 8 2. In their Complaint, Plaintiffs allege *inter alia*: "Goodrich designed,
 9 manufactured, assembled, marketed, and sold, component parts
 10 included on the Subject Aircraft, including but not limited to the
 11 angle of attack sensors and in-flight ice detection system. The angle
 12 of attack sensors, in-flight ice detection system, and other component
 13 parts designed and manufactured by Goodrich were defective when
 14 they left the custody and control of Goodrich, and were a proximate
 15 cause of the crash as alleged above." Pl. Complaint, para. 45.
- 16 3. Movant's counsel and Plaintiffs' counsel have entered into a
 17 Stipulation to Substitute Parties and Amend the Caption which is
 18 incorporated into the Motion by which the parties agree that the
 19 Court may:
 - 20 a. Substitute ROSEMOUNT AEROSPACE INC. for
 21 GOODRICH CORPORATION as a Defendant without
 22 prejudice to being added back into the case by Plaintiffs;
 - 23 b. Amend the caption accordingly, without prejudice;
 - 24 c. Substitute the appearances of counsel for GOODRICH
 25 CORPORATION for ROSEMOUNT AEROSPACE INC.

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1 4. By way of Stipulation to Extend Time To Answer or Otherwise
2 Respond to Complaint filed with the Court on December 11, 2009,
3 the time for GOODRICH CORPORATION, or ROSEMOUNT
4 AEROSPACE INC. should this motion be granted, to answer or
5 otherwise respond to the Plaintiff's Complaint has been extended to
6 January 15, 2010, which is the same date as the hearing date on this
7 Motion.

8 Wherefore, Movant prays an Order in the form submitted be entered as
9 soon as practicable by the Court.

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11
12 Dated: December 11, 2009

BLANK ROME LLP

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15 By: /s/ Warren A. Koshofer
16 Warren A. Koshofer
17 Attorneys for Defendant
18 GOODRICH CORPORATION
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 11th day of December, 2009, I electronically filed the foregoing Motion Of Defendant Goodrich Corporation to Substitute Defendant and Amend the Caption with the Clerk of the Court using the CM/ECF system.

Counsel is also serving by email this document on those parties who have yet to file an appearance in this case.

By: Linda Sepulvado
Linda Sepulvado